

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 \* \* \*

4 ARTANO AIDINI,

5 Plaintiff,

6 v.

7 COSTCO WHOLESALE CORPORATION,

8 Defendant.

Case No. 2:15-cv-00505-APG-GWF

**ORDER DENYING MOTION IN  
LIMINE TO EXCLUDE ALL  
EVIDENCE REGARDING  
PLAINTIFF'S SURGERY OF  
NOVEMBER 23, 2016**

(ECF No. 54)

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10 Defendant Costco Wholesale Corporation moves to preclude plaintiff Artano Aidini from  
11 presenting evidence regarding his November 23, 2016 surgery because, as of December 23, 2016  
12 (30 days before trial), Costco had not received medical records or bills from the surgery. Aidini  
13 responds that, after the motion was filed, the parties stipulated to an extension of the trial date to  
14 accommodate production of those files and to allow Costco to get an independent medical  
15 examiner, both of which occurred.

16 The exhibit attached to Aidini's reply seems to show that the dispute has been fully  
17 resolved. *See* ECF No. 60 at 14–15. On January 10, 2017, more than three months before the  
18 current trial date, Aidini produced medical and billing records from the November 2016 surgery.  
19 *Id.* Costco has had an opportunity to evaluate the new evidence and conduct an independent  
20 medical exam, *id.*, so it is not prejudiced by the presentation of evidence regarding the November  
21 2016 surgery.

22 IT IS THEREFORE ORDERED that defendant Costco's motion in limine to preclude the  
23 plaintiff from presenting evidence regarding his November 23, 2016 surgery (ECF No. 54) is  
24 **DENIED.**

25 DATED this 10th day of April, 2017.

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28 ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE